



03-25-05

B IFC \$  
PATENT  
450101-020314

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s) : Toshiyuki NAKAGAWA et al.

Continuation of  
Serial No. : 09/530,074

For : DATA-MODULATING APPARATUS, DATA-MODULATING  
METHOD, DATA-DEMODULATING APPARATUS, DATA-  
DEMODULATING METHOD, AND DATA-PROVIDING  
MEDIUM

Filed : Herewith

745 Fifth Avenue  
New York, New York 10151  
Tel. (212) 588-0800

**EXPRESS MAIL**

Mailing Label Number: EV345010522US

Date of Deposit: March 24, 2005

I hereby certify that this paper or fee is being deposited with the  
United States Postal Service "Express Mail Post Office to  
Addressee" Service under 37 CFR 1.10 on the date indicated above  
and is addressed to: Commissioner for Patents, P.O. Box 1450,  
Alexandria, VA 22313-1450.

Adam Ahmed  
(Typed or printed name of person mailing paper or fee)

A. Ahmed  
(Signature of person mailing paper or fee)

**TERMINAL DISCLAIMER TO OBTAIN A DOUBLE PATENTING  
REJECTION (37 C.F.R. 1.321(b)) and STATEMENT UNDER  
37CFR 3.73(b)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The below-named attorney of record, authorized to act on the behalf of the assignee of  
record, hereby disclaims the terminal part of the entire patent granted on the above-identified

03/28/2005 AADDF01 00000067 09530074  
01 FC:1814 130.00 DP

00265628

application which would extend beyond the expiration date of the full statutory term of the patent that issues from parent application serial number 09/530,074 (the "Patent"), and hereby agrees that any patent so granted shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to the Patent. This agreement is to run with any patent granted on the present application and to be binding upon the grantee, its successors or assigns. The undersigned further states that 100% of the title to the present application is in Sony Corporation, a Japanese corporation, by virtue of an assignment from the inventors. The assignment was recorded on June 27, 2000 at reel 010956, frame 0621 of the parent application.

The evidentiary documents accompanying or referred to in this Terminal Disclaimer have been reviewed by the undersigned and it is certified that to the best of the undersigned's knowledge and belief, title is in the assignee seeking to take action.

The below-named attorney of record does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of the Patent, in the event that: the Patent later expires for failure to pay a maintenance fee; is held unenforceable; is found invalid; is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321(a); or is otherwise terminated prior to expiration of its statutory term, except for the separation of legal title stated above.

Please charge any insufficient fees or credit any overpayment associated with this  
Terminal Disclaimer to Deposit Account No. 50-0320.

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP

By: Thomas F. Presson  
Thomas F. Presson  
Reg. No. 41,442  
(212) 588-0800